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BEFORE THE ARIZONA CORPORATI

Arizona Corporation Commission

DOCKETED

JAN 15 2002

WILLIAM A. MUNDELL

Chairman

JIM IRVIN

Commissioner

MARC SPITZER

Commissioner

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF)
ARIZONA-AMERICAN WATER COMPANY,)
INC., FOR A COMPLETE WAIVER OF PUBLIC)
UTILITY HOLDING COMPANIES AND)
AFFILIATED INTERESTS RULES (A.A.C.)
R14-2-801. *et seq.*) AND RELATED RELIEF)

DOCKET NO. W-01303A-01-0983

DECISION NO. 64362

ORDER

Open Meeting
January 8 and 9, 2002
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On December 17, 2001, Arizona-American Water Company, Inc. ("AAWC" or "Company") filed an application for a complete waiver of the Arizona Corporation Commission's ("Commission") public utility holding companies and affiliated interests rules, A.A.C. R14-2-801, *et seq.* ("Rules").

2. These Rules regulate the formation of public utility holding companies and certain transactions and activities between public service corporations and their affiliated interests.

3. The Rules provide that the Commission has thirty (30) days to "approve, disapprove, or suspend for further consideration" an application seeking a waiver of the Rules. A.A.C. R14-2-806.

4. Staff has not had adequate time to review the application and therefore recommends that the filing be suspended for a period of one hundred twenty (120) days.

CONCLUSIONS OF LAW

1. AAWC is an Arizona public service corporation within the meaning of Article XV, Section 2 of the Arizona Constitution.

2. The Commission has jurisdiction over AAWC and over the subject matter of the application.

3. The Commission having reviewed the application and Staff's memorandum dated December 28, 2001, concludes that it is in the public interest to suspend the filing for a period of one hundred twenty (120) days.

ORDER

IT IS THEREFORE ORDERED that the filing be and hereby is suspended for a period of one hundred twenty (120) days, up to and including May 8, 2002.

IT IS FURTHER ORDERED that this Decision shall become effective immediately

BY ORDER OF THE ARIZONA CORPORATION COMMISSION


CHAIRMAN


COMMISSIONER


COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 15TH day of January, 2002.


BRIAN C. McNEIL
Executive Secretary

DISSENT: _____

EGJ:DWC:jbc/CCK

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